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Jay H Maioli
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, NY 10036

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OFFICE OF PETITIONS

In re Application of :
Takeuchi et al. :
Application No. 09/642,286 :
Filed: August 18, 2000 :
Attorney Docket Number: :
7217/62364 : ON PETITION

This is a decision on the Renewed Petition under 37 CFR § 1.137(a), filed September 26, 2005, to revive an unavoidably abandoned application.

The Petition is hereby granted.

The above-identified application became abandoned for failure to timely and properly reply to the Notice of Allowance and Issue Fee Due ("Notice"), mailed March 14, 2005. The Notice set a non-extendable three (3) month period for reply. No response having been received, the application became abandoned on June 14, 2005. A Notice of Abandonment was mailed September 2, 2005.

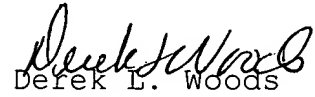
With the instant petition, Petitioner has provided the necessary statements and copies of the docket record where the non-received Notice would have been entered had it been received and docketed. Petitioner has demonstrated by a preponderance of the evidence that the Notice was not received.

In view of the above, the petition under 37 CFR 1.137(a) is granted.

Office records reveal that Petitioner submitted a check for the issue fee with the instant petition on September 26, 2005. Petitioner also filed an issue fee transmittal form on September 26, 2005, authorizing this Office to charge deposit account 03-3125 the issue fee. As such, Petitioner was charged twice for the issue fee.

Accordingly, a refund of \$1400 has been refunded to deposit account 03-3125.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.

A handwritten signature in black ink, appearing to read "Derek L. Woods", is written over the printed name.

Derek L. Woods
Attorney
Office of Petitions